

KNI-162-A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Akedo et al.
Serial Number: 10/070,104
Filed: 19 February 2002
Group Art Unit: Unknown
Examiner: Unknown
Confirmation Number: 9552
Title: COMPOSITE STRUCTURE AND METHOD AND APPARATUS FOR FORMING THE SAME

RESPONSE AND OBJECTION TO ERRONEOUS NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371

Attention: Box PCT
Commissioner For Patents
Washington, D.C. 20231

Sir:

The Notification Of Missing Requirements under 35 U.S.C. 371 dated 07 May 2002 incorrectly states that a proper declaration has not been submitted for the referenced application. The notice further incorrectly states that a late surcharge of \$130.00 is now due.

Applicant respectfully objects to the requirement to file another declaration, and to the requirement to pay an unwarranted late surcharge, based on the following:

Applicant respectfully submits that two (2) original, signed declaration documents were filed concurrently with the application on 19 February 2002. Both declaration documents reference the same invention and the same Japanese and International priorities. One declaration document was prepared for and signed by the inventor residing in Ibaraki, Japan; another declaration document was prepared for and signed by the six inventors residing in Fukuoka, Japan. Between the two (2) documents, all seven (7) inventors were named and all seven (7) inventors' signatures were included. Thus, all inventors have executed a declaration of inventorship, as required under 37 CFR §1.497.

Enclosed are reduced copies of both signed declaration documents, and an enlarged copy

of the return receipt postcard acknowledging receipt of "Original Signed Declaration Documents" (emphasis added) at the United States Patent And Trademark Office effective 19 February 2002.

Because properly-executed declarations of inventorship for all inventors in the referenced case were filed by the applicant, and were timely received in the U.S. Patent Office concurrently with the application, applicant respectfully submits that no surcharge for late filing of same is now due. Applicant therefore requests reconsideration and withdrawal of the erroneous Notification Of Missing Requirements for the above-identified application.

Enclosed is a copy of the Notification Of Missing Requirements as required.

Favorable reconsideration is respectfully requested.

Sincerely,



William D. Blackman
Attorney for Applicant
Registration No. 32,397
(248) 344-4422

Customer Number 21828
Carrier, Blackman & Associates, P.C.
24101 Novi Road, Suite 100
Novi, Michigan 48375
14 May 2002

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Attention: Box PCT, Commissioner For Patents, Washington, D.C. 20231 on 14 May 2002.

Dated: 14 May 2002
WDB/km/eb
enclosures



Kathryn MacKenzie

Applicant: Akedo et al.
Serial No. Unknown For Composite Structure and Method and Apparatus
Forming the Same

Docket: KNL-162-A

Form 162-A
for Composite Structure and Method and Apparatus
Forming the Same

Please date stamp, indicate serial number, and return this
card to office under receipt slip.

Application transmitted letter under 35 USC 371 with:

- Application data sheet with:
 - Certification of mailing
 - Notifications of non-allowability of claims
 - Copies of PCT documents
 - Specifications, claims, abstracts, drawings & photomicrographs
 - Original signed Declaration Documents
 - Preliminary Amendment with:
 - Certification of mailing
 - Marked up and corrected specifications and claims
 - Transmittal of assignment with:
 - Certified mailing
 - Recordation Form Cover Sheet (2 pages)
 - Original signed Assignment document (4 pages)
 - Information Disclosure Statement with:
 - Form PTO/SB/08A
 - List of references

10/070104
JCTD Rec'd PTO 19 FEB 2002
Mailed as Express Certificate ETS 86050961 US on 19 Feb 2002. Dr.



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/070,104	Akedo	KNI-162-A
INTERNATIONAL APPLICATION NO.		
PCT/JP00/07076		
LA. FILING DATE	PRIORITY DATE	
10/12/2000	10/12/1999	
CONFIRMATION NO. 9552		
371 FORMALITIES LETTER		
 OC00000008017689		

Date Mailed: 05/07/2002

RECEIVED MAY 13 2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Priority Document
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - All the inventors must be identified on all the declarations.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 20 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR

RECEIVED
JUN 6 2002
USPTO MAIL CENTER



JCG9 Rec'd PCT/PTO 05 JUN 2002

10/070, 104

CARRIER, BLACKMAN
& ASSOCIATES
24101 NOVI ROAD #100
NOVI, MICHIGAN 48375

TO: BOX PCT

COMMISSIONER FOR PATENTS

WASHINGTON, D.C. 20231

DOCUMENT PROCESSING
BIRMINGHAM
JUN 10 2002